UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
--X
JOSE A. SANCHEZ,

                    Plaintiff,

          -against-

MICHAEL J. ASTRUE,
Commissioner of Social Security,

                    Defendant.
--X
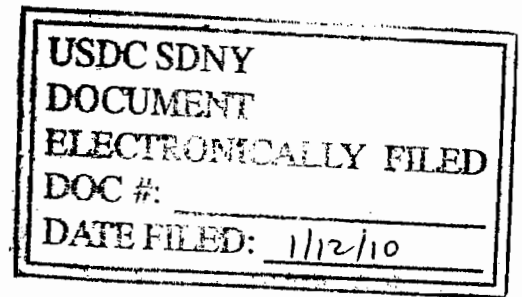
07 Civ. 9318 (DAB)
ADOPTION OF REPORT
AND RECOMMENDATION

DEBORAH A. BATTS, United States District Judge.

     This matter is before the Court upon the November 17, 2009

Report and Recommendation of United States Magistrate Judge

Theodore H. Katz ("Report"). In his Report, Magistrate Katz

recommends to this Court that this action be remanded to the

Commissioner of Social Security, pursuant to the fourth sentence

of 42 U.S.C. § 405(g), for a more thorough consideration of the

record and explanation of the Commissioner's determination.

(Report at 46.)

     Pursuant to 28 U.S.C. § 636(b)(1)(C), "[w]ithin ten days

after being served with a copy [of the Magistrate Judge's Report

and Recommendation], any party may serve and file written

objections to such proposed findings and recommendations." 28

U.S.C. § 636(b)(1)(C); see also Fed. R. Civ. P. 72(b). No

objections to the Report and Recommendation have been filed.

     Having reviewed the Report and Recommendation and finding no

clear error on the face of the record, see Rule 72, Fed. R. Civ.

P., Notes of Advisory Committee on Rules (citing Campbell v. United States Dist. Court, 501 F.2d 196, 206 (9th Cir.), cert. denied, 419 U.S. 879 (1974)), it is HEREBY,

ORDERED AND ADJUDGED as follows:

1. The Report and Recommendation of United States Magistrate Judge Theodore H. Katz, dated November 17, 2009, be and the same hereby is APPROVED, ADOPTED, and RATIFIED by the Court in its entirety;
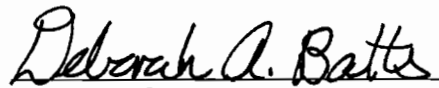
2. The case is remanded to the Commissioner of Social Security for further consideration and explanation, consistent with that Report; and

3. The Clerk of the Court is directed to close the docket in this matter.

SO ORDERED.

Dated: New York, New York

January 8, 2010

Deborah A. Batts
Deborah A. Batts
United States District Judge